

SUPERIOR COURT
OF THE
STATE OF DELAWARE

T. HENLEY GRAVES
RESIDENT JUDGE

SUSSEX COUNTY COURTHOUSE
1 THE CIRCLE, SUITE 2
GEORGETOWN, DE 19947
(302) 856-5257

January 26, 2012

N440 State Mail
Anthony E. Morris
James T. Vaughn Correctional Center
1181 Paddock Road
Smyrna, DE 19977

RE: State of Delaware v. Anthony E. Morris
Defendant ID # 9812010539
Motion for Post Conviction Relief (R2)

Dear Mr. Morris:

In your second Motion for Post Conviction Relief pursuant to Superior Court Rule 61, ("Rule 61") you attacked the Court's jurisdiction because you never had an amenability hearing in Family Court over a dozen years ago.

This is exactly the same attack made in your first post conviction motion. The record clearly reflects that the amenability hearing was waived. You had counsel. Your mother was present.

The Supreme Court affirmed that you knowingly and voluntarily waived the amenability hearing. *Morris v. State*, 2010 WL 2183492 (Del.), 996 A.2d 794 (Del. 2010) (TABLE).

Therefore this second motion is procedurally barred as it comes too late [Rule 61(i)(1)] and the issue has been specifically previously adjudicated [Rule 61(i)(4)].

Your second Motion for Post Conviction Relief is denied.

IT IS SO ORDERED.

Yours very truly,

/s/ T. Henley Graves

THG:pac
cc: Prothonotary
Adam Gelof, Esquire, Department of Justice